

## **EXHIBIT D**

## COMPARISON CHART OF COMPLAINTS IN NAVARRO, McEWEN and AROS

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<b>Navarro v. The Pep Boys Manny Moe &amp; Jack of California, et. al.</b> , Case No. 07-cv-02633 (Northern District)  Filed: May 17, 2007	<b>McEwen v. The Pep Boys Manny, Moe &amp; Jack of California, et. al.</b> , Case No. 07-cv-01755 (Central District)  Filed: January 30, 2007 Removed: April 13, 2007	<b>Aros, et. al. v. The Pep Bpys Manny Moe and Jack of California</b> , Case No. 07-cv-02033 (Central District)  Filed: January 8, 2007 Removed: March 28, 2007
Putative Class: current and former employees	Putative Class: current and former non-exempt employees in California	Putative Class: current and former non-exempt employees in California
<u>First Claim for Relief</u> : Failure to Provide Rest Periods (Labor Code §§ 226.7, 516)	<u>Fifth Cause of Action</u> : Violation of California Labor Code § 226.7 (Missed Rest Periods)	<u>First Cause of Action</u> : Failure to Provide Rest Periods and Required Compensation (Labor Code § 226.7)
<u>Second Claim for Relief</u> : Failure to Provide Meal Periods (Labor Code § 226.7, 512, 516)	<u>Sixth Cause of Action</u> : Violation of California Labor Code §§ 226.7 and 512 (Missed Meal Periods)	<u>Second Cause of Action</u> : Failure to Provide Meal Periods and Required Compensation (Labor Code §§ 226.7, 512)
<u>Third Claim for Relief</u> : Failure to Timely Pay Wages Upon Termination (Late Pay) (Labor Code §§ 201, 202, 203)	<u>Second Cause of Action</u> : Violation of California Labor Code §§ 201 and 202 (Wages Not Paid Upon Termination)	
<u>Fourth Claim for Relief</u> : Failure to Pay Wages (Off the Clock Work) (Labor Code §§ 201, 202, 218)		<u>Third Cause of Action</u> : Failure to Pay Minimum Wage – Off the Clock Work (Labor Code §§ 1194, 1197, 1197.1)
<u>Fifth Claim for Relief</u> : Failure to Pay Minimum Wages (Labor Code §§ 201, 202, 512, 1194, 1994.2, 1197)		<u>Third Cause of Action</u> : Failure to Pay Minimum Wage – Off the Clock Work (Labor Code §§ 1194, 1197, 1197.1)
<u>Seventh Claim for Relief</u> : Failure to Pay Overtime Wages (Labor Code §§ 201, 202, 203, 500, 510, 512, 1194)	<u>First Cause of Action</u> : Violation of California Labor Code §§ 510 and 1198 (Unpaid Overtime)	<u>Fourth Cause of Action</u> : Failure to Pay Overtime Wages (Labor Code §§ 510, 1194)
<u>Ninth Claim for Relief</u> : Failure to Provide Accurate Itemized Wage Statements (Labor Code § 226)	<u>Fourth Cause of Action</u> : Violation of California Labor Code § 226(a) (Itemized Wage Statements)	<u>Eighth Cause of Action</u> : Failure to Provide an Accurate Itemized Statement of All Work Performed (Labor Code §§ 226, 226.3)
<u>Eleventh Claim for Relief</u> : Uniform Violations (Labor Code §§ 450, 2802)	<u>Eighth Cause of Action</u> : Violation of California Labor Code § 2802 (Indemnification for Employee Expenditures – Relating to Uniforms)	
<u>Thirteenth Claim for Relief</u> : Unlawful Business Practices (Business and Professions Code § 17200 et seq.)	<u>Ninth Cause of Action</u> : Violation of California Business & Professions Code § 17200, et. seq. (Unlawful Business Practices)	<u>Eleventh Cause of Action</u> : Unlawful Business Practices (Business and Professions Code § 17200)